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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

DESTINIE MULLEN, an Individual,

Plaintiff,

vs.

SPORT CLIPS, INC., a Foreign Corporation,
DOES 1-X; and ROE CORPORATIONS 1-X,

Defendants.

Case No. 2:19-cv-01992-RFB-NJK

**STIPULATION AND REQUEST FOR
ORDER RESCHEDULING EARLY
NEUTRAL EVALUATION SESSION
(SECOND REQUEST)**

Plaintiff Destinie Mullen (“Plaintiff”), by and through her counsel of record, the law firm of HKM Employment Attorneys LLP, and Defendant Sport Clips Inc., by and through its counsel of record, the law firm of Kamer Zucker Abbott, hereby stipulate and request an order rescheduling the the previously ordered Early Neutral Evaluation (“ENE”) and pre-ENE telephone conference from April 1, 2020 and March 31, 2020, respectively, to May 15, 2020 and May 14, 2020, or any date thereafter that is convenient for the Court. In addition, the parties request that the Court extend the deadline for their respective confidential written evaluation statements to be due seven days prior to the date set for the ENE and to be submitted electronically to david_chavez@nvd.uscourts.gov pursuant to the Court’s Minute Order dated March 17, 2020 (ECF No. 19). In support of this Stipulation and Request, the parties state as follows:

1. By Order dated January 7, 2020, this Court scheduled an ENE for February 28, 2020 and a pre-ENE telephone conference for February 27, 2020. [ECF No. 11]. That Order also set forth a deadline of 4:00pm on February 20, 2020 for the submission of the parties’ respective confidential

1 written evaluation statements. Id. The parties' submitted a stipulation and request to reschedule the
2 ENE for April 1, 2020, the pre-ENE telephone conference for March 31, 2020, and agreed that their
3 respective confidential written evaluation statements shall be delivered to the undersigned's chambers
4 no later than 4:00 p.m. on Tuesday, March 24, 2020. See Stipulation to Reschedule ENE (ECF No.
5 12). The Court granted the parties' Stipulation. See Order granting Stipulation to Reschedule ENE
(ECF No. 13).

6 2. The Court recently modified its Order Scheduling Early Neutral Evaluation (ECF No.
7 11) and Order granting Stipulation (ECF No. 13) in two respects: 1.) by requiring the parties to submit
8 their written evaluation statements electronically and 2.) ordering the ENE to proceed telephonically.
9 See Minute Order dated March 17, 2020 [ECF No. 19].

10 3. The reasoning for the parties' second request to reschedule ENE is laid out in the
11 Emergency Motion filed by Defendant on March 23, 2020. [ECF No. 22]. Due to the present
12 COVID-19 pandemic, and the orders in Nevada and other states requiring closing of salons, Sport
13 Clips is in the process of making significant changes in its business, including laying off most of its
14 employees in a number of states around the country and dealing with other economic and financial
15 issues. This has rendered senior management and the human resources personnel, as well as Sport
Clips' attorney, unable to assist in preparing for the ENE and to attend it even telephonically.

16 4. Counsel for Defendant has conferred with Plaintiff's counsel to obtain available
17 alternate dates for the ENE session. Following those communications, the parties have agreed to
18 reschedule the ENE to May 15, 2020 and the pre-ENE telephone conference to May 14, 2020, or any
19 date thereafter that is convenient for the Court, at the times originally ordered. The parties have also
20 agreed that their respective confidential written evaluation statements shall be due seven days prior to
21 the date set for the ENE and to be submitted electronically to david_chavez@nvd.uscourts.gov
pursuant to the Court's Minute Order dated March 17, 2020 [ECF No. 19].

22 4. This is the second request by the parties to reschedule the ENE and is not sought for
23 any improper purpose or other reason of delay.

24 WHEREFORE, the parties respectfully request that the Court reschedule the ENE to May

1 15, 2020 and the pre-ENE telephone conference to May 14, 2020, or any date thereafter that is
2 convenient for the Court, and at the times originally ordered.

3 Correspondingly, the parties' also request that the Court extend the deadline for the parties'
4 submission of their confidential written evaluation statements to be due seven days prior to the date
5 set for the ENE and to be submitted electronically to david_chavez@nvd.uscourts.gov pursuant to
6 the Court's Minute Order dated March 17, 2020 [ECF No. 19].

7 DATED this 24th day of March, 2020.

8 HKM EMPLOYMENT ATTORNEYS LLP

KAMER ZUCKER ABBOTT

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13 Attorneys for Plaintiff Destinie Mullen

Attorneys for Defendant Sport Clips, Inc.

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15 IT IS ORDERED that ECF No. 24 is
GRANTED.

IT IS SO ORDERED

DATED: March 25, 2020

16 IT IS FURTHER ORDERED that the pre-
17 ENE call is rescheduled to May 14, 2020
and the ENE is rescheduled to May 15,
18 2020, both at the same times as originally
ordered. The parties ENE statements are
19 due by May 7, 2020 and must be submitted
in accordance with ECF No. 19.



20 BRENDA WEKSLER
21 UNITED STATES MAGISTRATE JUDGE

22 IT IS FURTHER ORDERED that ECF No.
23 22 is DENIED as moot.
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